

FORTKORT GRETHER + KELTON LLP

RECEIVED
CENTRAL FAX CENTER
DEC 21 2004

FACSIMILE TRANSMITTAL SHEET

TO: Commissioner of Patents

FAX NO: 703-872-9306

FROM: Gregory K. Goshorn

DATE: 12/21/04

RE: Application No. 09/740,527

ATTY. DOCKET NO.: AUS920000920US1
(IBMCO02USO)

CLIENT DOCKET NO.: AUS920000920US1

(Total Number of Pages Including Cover): 3

The following papers are covered by this sheet:

Notice of Appeal from the Examiner to the Board of Patent Appeals and
Interferences

Please call the undersigned attorney with any questions.

Respectfully Submitted,

Gregory K. Goshorn
Reg. No. 44,721
Telephone: (512) 279-3106

CERTIFICATE OF TRANSMISSION — 37 C.F.R. § 1.8

I hereby certify that this correspondence, and any and all correspondence referenced herein, is being transmitted by facsimile in accordance with 37 C.F.R. § 1.6(d) to facsimile number 703-872-9306 or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:

12-21-04
DateBARRY SCHNEIDER
Printed NameBarry Schneider
Signature

INFORMATION CONTAINED IN THIS TRANSMISSION IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE AND MAY CONTAIN LEGALLY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE PERMANENTLY DELETE THIS MESSAGE AND IMMEDIATELY NOTIFY US BY TELEPHONE.

ATTORNEYS + COUNSELORS WHEN I.P. MATTERS 8911 N CAPITAL OF TEXAS HIGHWAY SUITE 3200 AUSTIN TEXAS 78759 P] 512-279-3100 F] 512-279-3101 WWW.HULSEYLAWS.COM

CERTIFICATE OF TRANSMISSION — 37 C.F.R. § 1.8

I hereby certify that this correspondence, and any and all correspondence referenced herein, is being transmitted by facsimile in accordance with 37 C.F.R. § 1.6(d) to facsimile number 703-872-9306 or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:

12-21-04

Date

Mary Schnaiter

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

DEC 21 2004

In re Applicant:

RABINDRANATH DUTTA

Filed: December 18, 2000

Serial No.: 09/740,527

For: SYSTEM AND METHOD FOR
MAINTAINING STATE
INFORMATION ON A CLIENT§
§
§
§
§
§
§
§
§
§
§

Confirmation No. 8506

Art Unit: 2143

Examiner: MITRA KIANERSI

Docket No.: AUS920000920US1

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Via Facsimile to 703-872-9306

MAIL STOP AF

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

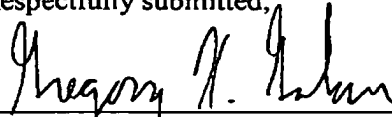
The Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed September 24, 2004, finally rejecting claims 1-15.

The fee for filing this Notice of Appeal is \$500.00, and the Commissioner is hereby authorized to deduct that amount from IBM Corporation, Deposit Account No. 09-0447.

If that amount is insufficient, or should any additional fees under 37 C.F.R. § 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from IBM Corporation, Deposit Account No. 09-0447.

Date: December 21, 2004

Respectfully submitted,



Gregory K. Goshorn

Reg. No. 44,721

Fortkort Grether + Kelton LLP
8911 N. Capital of Texas Highway
Suite 3200
Austin, TX 78759
(512) 279-3106

ATTORNEYS FOR APPLICANT